

A RESOLUTION

03- *12* -0374

BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH JETBLUE AIRWAYS CORPORATION, COVERING THE USE OF RUNWAYS, TAXIWAYS AND OTHER COMMON AIRFIELD FACILITIES AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, JetBlue Airways Corporation("JetBlue") intends to provide regularly scheduled airline service to Los Angeles International Airport from Hartsfield Atlanta International Airport ("Airport"); and

WHEREAS, JetBlue desires to enter into an Airport Use License Agreement with the City of Atlanta ("City") as a domestic carrier serving the Airport; and

WHEREAS, it is in the best interest of the Airport and the City to enter into an Airport Use License Agreement with JetBlue, as hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta an Airport Use License Agreement with JetBlue Airways Corporation which shall contain the following terms, conditions, and provisions:

- 1) a term effective as of May 1, 2003 and ending April 30, 2008; and
- 2) landing fee rates to be computed in the manner set forth in the Master Airport Use Agreement; and
- 3) a landing fee to be computed at the initial rate of \$0.44898 per 1,000 pounds of the Federal Aviation Administration Maximum Certificated Gross Landing Weight of each aircraft scheduled to land at the Airport, which rate shall be subject to adjustment from time to time at the discretion of the City acting through its Aviation General Manager; and
- 4) such other terms, conditions, and provisions as may be required by City ordinances or Federal regulations or as are customarily included in similar agreements at the Airport.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Use License Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED that said Use License Agreement shall not become binding upon the City of Atlanta, and the City of Atlanta shall incur no obligation nor liability thereunder until the same has been signed by the Mayor and delivered to JetBlue Airways Corporation.

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

General Manager's Signature: _____

From: Originating Dept. Aviation

Committees of Purview: TC

Committee Meeting Dates: 03/12/03



Contact: Anita Williams 404-530-6600

Committee Deadline: 02/28/03

Council Meeting: 03/17/03

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH JETBLUE AIRWAYS CORPORATION COVERING THE USE OF RUNWAYS, TAXIWAYS AND OTHER COMMON AIRFIELD FACILITIES AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

BACKGROUND/DISCUSSION:

JetBlue Airways Corporation will be providing three flights daily from Atlanta to Los Angeles. The air carrier desires to enter into an Airport Use License Agreement with the City of Atlanta. The Airport Use License Agreement is needed to establish the terms and conditions under which JetBlue Airways Corporation will operate at the airport.

FINANCIAL IMPACT: N/A

SOURCE: N/A

Mayor's Staff Only: _____

Received by Mayor's Office: 2/24/03 (date) pn (initials) Reviewed: _____ (date)

Submitted to Council: _____ (date)

Action by Committee: _____ Approved _____ Adversed _____ Held

_____ Amended _____ Substitute _____ Referred _____ Other